

1 BARRY J. PORTMAN
Federal Public Defender
2 VARELL L. FULLER
Assistant Federal Public Defender
3 160 West Santa Clara Street, Suite 575
San Jose, CA 95113
4 Telephone: (408) 291-7753
5 Counsel for Defendant CAMACHO

6
7
8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,)	No. CR 11-00303 PSG
)	
12 Plaintiff,)	STIPULATION AND PROPOSED
)	ORDER CONTINUING HEARING DATE
13 vs.)	TO JANUARY 26, 2012, AND
)	EXCLUDING TIME UNDER THE SPEEDY
14 OSCAR CAMACHO, SR.)	TRIAL ACT
)	
15 Defendant.)	
)	

16

17 **STIPULATION**

18 Defendant Oscar Camacho Sr., by and through Assistant Federal Public Defender Varell
19 L. Fuller, and the United States, by and through Assistant United States Attorney Eumi Choi,
20 hereby stipulate that, with the Court's approval, the status hearing currently set for Thursday,
21 December 1, 2011, at 9:30 a.m., shall be continued to Thursday, January 26, 2012, at 9:30 a.m.

22 The reason for the requested continuance is, defense counsel's review of the additional
23 discovery provided remains on-going, as well as defense counsel's investigation and legal
24 research with respect to issues that are potentially relevant to Mr. Camacho's defense.

25 Accordingly, the parties agree that the time between December 1, 2011, and January 26, 2012,
26 may be excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), for

1 effective preparation by defense counsel.

2 Dated: November 30, 2011

3 _____/s/_____
4 VARELL L. FULLER
5 Assistant Federal Public Defender

6 Dated: November 30, 2011

7 _____/s/_____
8 EUMI CHOI
9 Assistant United States Attorney

10 **~~[PROPOSED]~~ ORDER**

11 GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY
12 ORDERED that the hearing currently set for Thursday, December 1, 2011, shall be continued to
13 Thursday, January 26, 2012, at 9:30 a.m.

14 THE COURT FINDS that failing to exclude the time between December 1, 2011, and
15 January 26, 2012, would unreasonably deny defense counsel reasonable time necessary for
16 effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. §§
17 3161(h)(7)(B)(iv).

18 THE COURT FINDS that the ends of justice served by excluding the time between
19 December 1, 2011, and January 26, 2012, from computation under the Speedy Trial Act
20 outweigh the interests of the public and the defendant in a speedy trial.

21 THEREFORE, IT IS HEREBY ORDERED that the time between December 1, 2011, and
22 January 26, 2012, shall be excluded from computation under the Speedy Trial Act, 18 U.S.C. §
23 3161(h)(7)(A) and (B)(iv).

24 IT IS SO ORDERED.

25 Dated: 'P qxgo dgt'52.'4233

26 
THE HONORABLE PAUL S. GREWAL
United States Magistrate Judge